



10/8/01

10-19-01

PTO/SB/05 (08-00)

Approved for use through 10/31/2002. OMB 0651-0032

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A  
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09/981885  
10/18/01

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages **62**] (preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [Total Sheets **5**]
5. Oath or Declaration [Total Pages **2**]
  - a.  unexecuted
  - b.  Copy from a prior application (37 CFR 1.63 (d)) (for continuation/divisional with Box 17 completed)
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)

of prior application No. \_\_\_\_\_

Prior application information:

Examiner \_\_\_\_\_

Group / Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 18. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label			<input type="checkbox"/> or <input checked="" type="checkbox"/> Correspondence address below
Name	Patrea L. Pabst 23579 Holland & Knight, L.L.C. TRADEMARK OFFICE		
Address	2000 One Atlantic Center 1201 West Peachtree Street		
City	Atlanta	State	GA
Country	USA	Telephone	404-817-8473
Name (Print/Type)		Registration No. (Attorney/Agent) 31,284	
Signature		Date October 18, 2001	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

078856/

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 496.00)

## Complete if Known

Application Number	Not yet assigned
Filing Date	October 18, 2001
First Named Inventor	Samy Ashkar
Examiner Name	Not yet assigned
Group Art Unit	Not yet assigned
Attorney Docket No.	CMCC 779

## METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 50-1868

Deposit Account Name Holland &amp; Knight LLP

 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit card  Money Order  Other

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	710	201	370	Utility filing fee	370.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$ 370.00)

## 2. EXTRA CLAIM FEES

Total Claims	18	-20	= 0	x 0	= 0	Extra Claims	Fee from below	Fee Paid
Independent Claims	6	-3	= 3	x 42.00	= 126.00			
Multiple Dependent								

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	42	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 126.00)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	279	355	Request for Continued Examination (RCE)		
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0-)

## SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Patreia L. Pabst	Registration No. (Attorney/Agent)	31,284	Telephone	404 817-8473
Signature				Date	October 18, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

078856/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Samy Ashkar and Jairo Salcedo

Serial No.: Not yet assigned Express Mail Label No.: EL 876198058 US

Filed: October 18, 2001 Date of Deposit: October 18, 2001

For: *OSTEOPONTIN-COATED SURFACES AND METHODS OF USE*

Box Patent Application  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**EXPRESS MAIL TRANSMITTAL LETTER  
FOR PATENT APPLICATION AND CERTIFICATE OF MAILING**

Sir:

Pursuant to 35 U.S.C. § 21(a) as amended by Public Law 97-247 and 37 C.F.R. § 1.10, applicants enclose for filing the attached patent application entitled "*Osteopontin-Coated Surfaces and Methods of Use*", which claims priority to U.S.S.N. 60/327,273 filed October 5, 2001 and U.S.S.N. 60/241,248 filed October 18, 2000. The application includes 1 page of abstract, 58 pages of specification, 3 pages of claims, and 5 sheets of informal drawings, an unexecuted Declaration for Patent Application. An executed Declaration for Patent Application, Assignment of rights in the application from Samy Ashkar and Jairo Salcedo to Children's Medical Center Corporation, Power of Attorney or Authorization of Agent, will be submitted shortly.

A check in the amount of \$370.00 is enclosed for a small entity filing fee. Please charge the Deposit Order Account No. 50-1863 \$126.00 for an excess of three (3) independent claims.

Title: "Osteopontin-Coated Surfaces and Methods of Use"  
Filed: October 18, 2001  
Express Mail Transmittal Letter for  
Patent Application and Certificate of Mailing  
Express Mail Label No.: EL 876198058  
Date of Deposit: October 18, 2001

It is believed that this is the proper filing fee for a small entity as the application contains 6 independent claims, and a total of 18 claims.

This application is entitled to claim small entity status under 37 C.F.R. § 1.27.

This application is being filed on October 18, 2001 by mailing the application to Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231 via the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10. The Express Mail label number appears in the heading of this paper that is attached to the application papers pursuant to 37 C.F.R. § 1.10(b).

This application contains nucleic acid and/or protein sequences as defined in 37 C.F.R. § 1.821-1.825. Pursuant to 37 C.F.R. § 1.821-1.825, applicants enclose a 3½" diskette containing a computer-readable form of the Sequence Listing for the above-identified application. A paper copy of the Sequence Listing is incorporated into the application.

I declare that the material on the diskette is identical to the paper copy of the Sequence Listing present in the above-identified application, and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The Commissioner is hereby authorized to charge any fees that may be required, or credit any overpayment in connection with this application, to Deposit Order Account No. 50-1868.

To facilitate this process, applicants have enclosed a duplicate of this letter.

Title: "Osteopontin-Coated Surfaces and Methods of Use"  
Filed: October 18, 2001  
Express Mail Transmittal Letter for  
Patent Application and Certificate of Mailing  
Express Mail Label No.: EL 876198058  
Date of Deposit: October 18, 2001

All correspondence concerning this application should be mailed to:

**Patrea L. Pabst, Esq.**  
**HOLLAND & KNIGHT LLP**  
**Suite 2000, One Atlantic Center**  
**1201 West Peachtree Street, N.E.**  
**Atlanta, Georgia 30309-3400**

Respectfully submitted,



Patrea L. Pabst  
Reg. No. 31,284

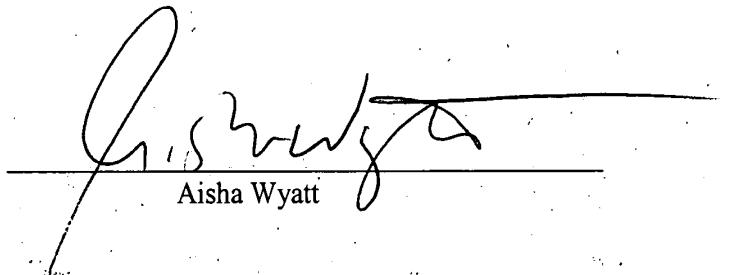
Date: October 18, 2001

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Title: "Osteopontin-Coated Surfaces and Methods of Use"  
Filed: October 18, 2001  
Express Mail Transmittal Letter for  
Patent Application and Certificate of Mailing  
Express Mail Label No.: EL 876198058  
Date of Deposit: October 18, 2001

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10**

I hereby certify that this Express Mail Transmittal Letter for Patent Application and any documents referred to as attached therein are being deposited with the United States Postal Service on this date, October 18, 2001, in an envelope as "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, Express Mail Label No. **EL 876198058 US**, addressed to Box Patent Application, Commissioner of Patents and Trademarks, Washington, D.C. 20231.



Aisha Wyatt

Date: October 18, 2001

ATL1 #488421 v1

#488421v1

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